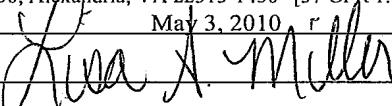


NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 0388 - 060453						
<p>I hereby certify that this correspondence is being transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]</p> <p>on <u>May 3, 2010</u></p> <p>Signature </p> <p>Typed or printed name <u>Lisa A. Miller</u></p>		<p>In re Application of Yoshiyasu Fujiwara</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number <u>10/572,718</u></td> <td style="width: 50%;">Filed <u>9/30/2004</u></td> </tr> <tr> <td colspan="2" style="text-align: center; padding-top: 5px;">For "Method of Diagnosing System, Method of Operating Aggre<u>ss</u>"</td> </tr> <tr> <td style="width: 50%;">Art Unit <u>2863</u></td> <td style="width: 50%;">Examiner <u>Manko Cheung</u></td> </tr> </table>	Application Number <u>10/572,718</u>	Filed <u>9/30/2004</u>	For "Method of Diagnosing System, Method of Operating Aggre <u>ss</u> "		Art Unit <u>2863</u>	Examiner <u>Manko Cheung</u>
Application Number <u>10/572,718</u>	Filed <u>9/30/2004</u>							
For "Method of Diagnosing System, Method of Operating Aggre <u>ss</u> "								
Art Unit <u>2863</u>	Examiner <u>Manko Cheung</u>							
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.</p>								
<p>The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))</p>		<p>\$ <u>540.00</u></p>						
<p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:</p> <p>\$ <u>270.00</u></p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input checked="" type="checkbox"/> Payment by credit card.</p> <p><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>23-0650</u>. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p>								
<p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>								
<p>I am the</p> <p><input type="checkbox"/> applicant/inventor.</p> <p><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</p> <p><input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>50,261</u> _____ 412-471-8815 _____ Telephone number</p> <p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____ May 3, 2010 _____ Date</p>								
<p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</p>								
<p><input checked="" type="checkbox"/> *Total of <u>1</u> forms are submitted.</p>								

Doc. No.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/572,718 Confirmation No. : 4614
Applicant : Yoshiyasu FUJIWARA
Filed : 9/30/2004
Title : **Method of Diagnosing System, Method of Operating Aggregating System for System Diagnosis, and Aggregating System for System Diagnosis**
Group Art Unit : 2863
Examiner : Manko CHEUNG
Customer No. : 28289

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated January 6, 2010 of the Primary Examiner finally rejecting claims 1-9.

The Commissioner of Patents and Trademarks is hereby authorized to charge the fee of \$270.00 by credit card, which information accompanies this Notice. A 1-month Petition for Extension of Time is submitted concurrently herewith.

I hereby certify that this correspondence is being electronically submitted to the United States Patent and Trademark Office on May 3, 2010.

05/03/2010
Date

Signature

Lisa A. Miller

Typed Name of Person Signing Certificate

The Commissioner for Patents is hereby authorized to charge any additional fees which may be required to Deposit Account No. 23-0650 or credit any overpayment to Deposit Account No. 23-0650.

Respectfully submitted,

THE WEBB LAW FIRM

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